

Submitted May 30, 2014

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IDAHO DEPARTMENT OF WATER RESOURCES  
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RECEIVED  
JUN 02 2014  
DEPARTMENT OF  
WATER RESOURCES

**RE: 2014 Alternative Mitigation Plan Pursuant to IDAPA 37.03.12.050.e**

The undersigned **Group of Individual Water Users (GIWU)** holding valid groundwater rights within Basin 34 submit the following mitigation plan to the Director of the Idaho Department of Water Resources pursuant to IDAPA 37.03.12.050 (Rule 50) in response to a mitigation request made by several surface water holders referenced in a letter dated May 16, 2014 from IDWR. This plan is intended to be implemented by GIWU so as to avoid the curtailment of their respective ground water diversions. This alternative mitigation plan is authorized by the Water Distribution Rules – Water District 34 and is framed within the discretionary provisions contained within Rule 50.

**RELEVANT COMMUNICATIONS AND SUPPORTING DOCUMENTS**

- 1.) **IDWR letter** dated September 19, 2013 from Director Gary Spackman to Mike Telford. This letter contains a series of questions and answers regarding mitigation plans and institutional structure. Question 6 of that letter states: "Can the new district or an individual, depending on answer to questions above, propose a plan for their proportionate share of the mitigation burden under Rule 50?" Answer: "Yes"
- 2.) **Attachment I:** 2013 Well Data EOY LRE. The accuracy of this WD34 document is questionable, but it is the only report available showing the amount of water individual ground water users diverted in 2013. It will therefore be used in this plan to establish the proportional amount of mitigation burden under Rule 50 each of the GIWU individuals is responsible for.
- 3.) **Attachment II:** Big Lost River Irrigation District storage water allocation cards showing the amount of storage water each GIWU individual is entitled to receive. The Board of Directors of the BLRID has allocated specific water supplies impounded in the Mackay Reservoir to the patrons of the district. Patrons are entitled to these allocation supplies and may call for various releases and deliveries as per their discretion and district policies.

4.) **Attachment III:** A detailed description of natural flow right(s) which will be rotated into credit and then used for mitigation purposes. The original irrigable place of use acres for these WR(s) will not be irrigated this season. Relevant lease/rental agreements relating to these WR(s) are included in the attachment and Drought Emergency Transfers, if needed, for such WR(s) are pending.

5.) **OFFER LETTER(s) TO LEASE/RENT GROUNDWATER RIGHT(s).** These offer letters have been sent to the respective right holders. It is not likely the proposed business transaction will be completed by the due date of this mitigation plan submittal (June 2, 2014). However, GIWU will continue to pursue those offers and will provide updates to IDWR regarding the temporary use of those ground water rights as contemplated in the May 16, 2014 IDWR letter and the offer letter(s).

### **PROVISIONS AND CONDITIONS**

1.) The total amount of water provided by GIWU for mitigation for the 2014 irrigation season will be 654.23 acre-feet. (See Table 1.) This supply will be provided from storage allocations and rotation credits, as provided for pursuant to Rule 40, and are vested water supplies held by GIWU individuals. (See Attachments II and III)

2.) This supply of mitigation water will be used exclusively for the general augmentation of the natural river flow and not the direct augmentation of the water rights held by those surface users calling for mitigation. Those surface right holders may receive a portion of the general river augmentation supply as the watermaster determines the available supply of the combined natural flow (current natural flow and augmentation supplies) and the priorities that can be delivered based upon the mitigation call as described in the May 16, 2014 letter from IDWR. This approach means augmentation will continue even when the callers for mitigation water right priorities are being satisfied with the combined natural flow, and will only cease when either: a.) all surface water rights with 1905 and earlier dates are satisfied as described in Rule 050.04.b., or b.) when the surface water of the river becomes futile as described in Rule 020.04.

3.) Due to the irrigation season having already commenced, the augmenting supply of one third (1/3 of 654.23) 217.85 acre-feet will be released/diverted by WD34 watermaster into the river channel or canal laterals in equal amounts for the remaining days of the first semester. The remaining two thirds (2/3 of 654.23) 436.48 acre-feet will be released/diverted into the river channel or canal laterals in equal amounts for the 84 days of the second semester, subject to condition No. 2 described above.

4.) This proposed mitigation plan is intended to be upgradable, expandable, and duplicable if approved. Due to the shortness of time, GIWU was not able to contact other groundwater users. This proposed plan primarily focuses on the use of storage and natural flow supplies and does not explore other remedies that may have merit. Other groundwater users may join this plan subsequent to its approval by adding mitigating water supplies and descriptive details. It is expected if IDWR does not approve this plan, IDWR administrators will explain any deficiencies in detail and allow the participating individuals opportunity to amend and modify this plan.

**Table 1. Individual's reported pumpage and proportionate mitigation burden**

Individual's Name	<sup>1</sup> 2013 Reported Pumpage (24hr cfs)	( <sup>2</sup> 47,786.70 24hr cfs) % of Total Basin Pumpage	<sup>3</sup> Proportional Share of Rule 50 (6,110 AF)
Cole, Richard/Monson, Terry	186.39		
<del>Terry Monson</del>	<del>134.46</del>		
<del>Richard R. Cole</del>	<del>320.85</del>	.67	41.02
Jensen, Darlene/Jay	242.67		
<del>Jay V. Jensen</del>	<del>881.22</del>		
<del>Dr Darlene Jensen</del>	<del>1123.89</del>	2.35	143.70
Pehrson, Loy/Byron	397.84		
<del>Loy Pehrson</del>	<del>174.76</del>		
<del>Byron Pehrson</del>	<del>97.98</del>		
	119.33		
	121.13		
	136.29		
	<u>498.85</u>		
	1546.18	3.23	197.694
Perkes, Todd	77.01		
<del>Todd Perkes</del>	<del>88.40</del>		
	142.17		
	<u>221.67</u>		
	529.25	1.10	67.669
Sorensen, Mitchell	953.62		
<del>Mitchell Sorensen</del>	<del>89.74</del>		
	<u>553.29</u>		
	1596.65	3.34	204.147
<b>Total GIWU Mitigation Burden</b>		<b>10.69%</b>	<b>654.23 AF</b>

<sup>1</sup> Individual pumpage usage is shown as reported in Attachment I, 2013 Well Data EOY LRE.

<sup>2</sup> 47,786.70 23hr cfs was reported by WD 34 as the total amount of groundwater pumped by all groundwater users during the 2013 irrigation season.

<sup>3</sup> Director Spackman's letter to Mike Telford, dated Sept. 19, 2013, answers the question affirming individuals are responsible only for their respective share of the required mitigation supply provided as river augmentation pursuant to Rule 50.

24-hr CFS	WATER USER	WATER USER
0.00	AHRENDT, JERI	ROESSNER, ALVIN J; ROESSNER, GERTRUDE A
0.00	YOUNGSTROM, JACK	
0.00	MAKINSON, HARRIET	SAGE, WILLIAM
0.00	ANDERSON , BRIAN	
0.00	BAILEY, ARLENE; HIGGINS, DARLENE	
0.00	YORK, JAMES M; YORK, JEAN E	
297.59	Telford Lands	
380.94	TELFORD LANDS LLC	
330.70	TELFORD LANDS LLC	
52.57	COLLINS JR, FLOYD L; COLLINS, LINDA M	
145.68	PARKINSON, RALPH	
	PARKINSON, RALPH	
214.17	PARKINSON FARMS	
	SCHUREMAN , DOUG	
0.00	SCHUREMAN , DOUG	
27.59	PARKINSON FARMS	
	RASMUSSIN, LARRY	LOST RIVER FARMS
0.00	MCCOY, VALERIE	
0.00	POPE, CAROL C	
0.00	WALKER, YOUNG HARVEY	
0.00	HANSEN, MARC; HANSEN, TEENA	
29.24	HANSEN, MARC	RISH , RON
0.00	BELL, KENNETH O	WOOD, HOWARD; WOOD, SHEILA
20.57	SUNSET TRUST ORGANIZATION	
303.22	FELTON FARMS LLC 102.74	HANSEN, MARC 200.48
	TELFORD LANDS LLC	
249.27	QUIST, LARRY A	SUNSET TRUST ORGANIZATION
369.15	SCHUREMAN , DOUG	
	LOST RIVER FARMS	
50.21	TELFORD LANDS LLC	SCOUTEN, JIM L, Bowden, Joseph
267.76	BEAL , SETH 141.40	HANEY , LON (26 Days) 126.36
35.88	GOODSON, PATSY	
79.86	ANDERSEN , JOEL	
93.31	JENSEN , JACK A. 2/3 62.24	JENSEN, DARLENE B; 1/3 31.07
	SORENSEN, MITCHELL D	
0.00	TELFORD LANDS LLC	
	STANDLEE FAMILY LTD PARTNERSHIP	
86.62	ANDERSEN , DEAN	ANDERSEN, JAY
	NATURAL GUARDIAN LP	PERKS, TODD / STANDLEE HAY
	PERKES, M TODD	STANDLEE FAMILY LTD PARTNERSHIP
202.77	WADDOUPS, ROBERT D	
	PERKES, M TODD	
	STANDLEE FAMILY LTD PARTNERSHIP	HANSEN, MARC T; HANSEN, TEENA
77.01	PERKES, MARSHAL TODD	
	LONG, TIMOTHY	

2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
67.86	ANDERSEN , JOEL 33.93	PEARSON, JAY F 33.93
152.61	McDonald, Darrell Lee / Needs Chang	ROWE, JAMES B; ROWE, JANET I
170.35	WADDOUPS, DANNY	ANDERSON, TREVOR
63.98	LORD, CHRIS	
64.69	SPRAKER, JOSEPHINE; SPRAKER, ROBERT L	
0.00	SPRAKER, JOSEPHINE; SPRAKER, ROBERT L	
0.00	REVA W WALKER TRUST	
	REVA W WALKER TRUST	
	REYNOLDS, RICHARD	MATHEWS, JAMES E
840.55	TUTHILL, RICHARD, /PU RANCH	P U RANCH LTD
88.40	PERKES, M TODD	ANDERSEN, TRAVIS REX
284.34	PERKES, M TODD 50% 142.17	ANDERSEN, TRAVIS 50% 142.17
61.71	BUXTON, C BROOKS	
81.58	GRANITE TRUST ORGANIZATION	
282.64	ANDERSEN, JOEL	
221.67	PERKES, MARSHAL TODD	ANDERSEN, JASON / NO
697.62	STANDLEE FAMILY LTD PARTNERSHIP	
217.75	STANDLEE FAMILY LTD PARTNERSHIP	AIKELE, DON / Hansen, Marc
0.92	STANDLEE FAMILY LTD PARTNERSHIP	
699.37	STANDLEE FAMILY LTD PARTNERSHIP	
301.94	STANDLEE FAMILY LTD PARTNERSHIP	
111.24	STEWART, G CRAIG	STANDLEE FAMILY LTD PARTNERSHIP
48.55	WADDOUPS, KEITH / Bragg, Jonanth	STANDLEE FAMILY LTD PARTNERSHIP
275.53	AIKELE, ERIC	
214.02	DAVIS, JAMES	STANDLEE FAMILY LTD PARTNERSHIP
450.23	DAVIS, JAMES	STANDLEE FAMILY LTD PARTNERSHIP
157.45	SPRAKER, ROBERT	
	BUTTE COUNTY / MCAFFEE, JOHN	MC DONALD, DARRELL E; STANDLEE LIVING TRUST
0.00	STALEY, SCOTT	
134.56	STANDLEE FAMILY LTD PARTNERSHIP	
0.00	CLARY, PATRICIA	
	SUNSET TRUST ORGANIZATION	
0.00	SPRAKER, JOSEPHINE	
0.00	PETTET, TERRY	
	MATHEWS, ERVIN; MATHEWS, VERNA A	
0.00	MAYNARD, CLEO; MAYNARD, D V	
0.00	SIMPSON, JEFF	
	BUTTE COUNTY JOINT SCHOOL DISTRICT #111	
0.00	LAMBERT, MARILYN	
0.00	LAMBERT, MARILYN	
0.00	STEWART, BRUCE N; STEWART, GWEN	
	GilchGILCHRIST, KIM	REED, RICKIE / Needs WR TRANSFRED to GILCHRIST
729.18	AIKELE, ERIC	
333.73	AIKELE, ERIC	
7.51	DAVIS, JAMES	STANDLEE FAMILY LTD PARTNERSHIP

2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
0.00	HOLLOWWA, CHARLIE H; HOLLOWWA, COLLEEN G	
0.00	ANDERSON, JAMES C	FLETCHER, HAYDEN C; FLETCHER, LEONA B
	BUTTE COUNTY JOINT SCHOOL DISTRICT #111	
188.56	CITY OF ARCO	
0.00	ROBERTSON, CHARLOTTE; ROBERTSON, SHERMAN, BOB; SHERMAN, CAROLE	
0.00	HAMM, ERIC	HEWITT, JUANITA M
0.00	BOWN, VIRGINIA	
0.00	DIERS, NEDRA	
18.32	SPRAKER LAND & LIVESTOCK LLC	
	DEFREZE, EDWARD J	HOCHSTETLER, DONAVAN; HOCHSTETLER, PAULA
14.12	HERBST, GEORGE W; HERBST, LA WANNA	
	MCDANIELS, KELLY	MONCUR, DEAN
0.00	WHIPPLE, DUANE	
300.48	PURSER, MICHELLE; PURSER, RANDY	HUFFAKER, COLLEEN; HUFFAKER, DALE
510.67	KELLEY, PAMELA	
556.44	MC FAMILY REAL ESTATE LLC	
591.05	MC FAMILY REAL ESTATE LLC	
204.18	VAN ETEN, CHRIS	VAN ETEN, DEE J; VAN ETEN, SANDRA
247.69	BELL SMITH LLC	
283.03	BELL SMITH LLC	
264.59	BELL SMITH LLC	
122.00	CRUMP, BOB	
50.90	CRUMP, BOB	
60.71	MC CRAY, JOHN	
	HARDIN, SIMONE	
216.89	HARWOOD, DOROTHY; HARWOOD, JACQUELINE L; HARWOOD, KENTON L; HARWOOD, LEON W	
335.55	PURSER, RANDY / ONLY OWNER	MORT, RONALD/Walker, Jack drilling own wells
74.15	PURSER, RANDY	
145.15	PURSER, RANDY	
143.39	PURSER, RANDY	
464.19	PURSER, RANDY	
202.86	STEVENSON, DUANE, AND MOORE LAND AND CATTLE	
158.71	SMITH, TERRY	SCOTT, PHILLIP D; SCOTT, SANDRA K
159.95	SMITH, TERRY	SCOTT, PHILLIP D; SCOTT, SANDRA K
47.05	KING MOUNTAIN RANCH	Poulter, James, / Scoutan, William
0.00	DICKERSON, WANETA M	
0.00	HANEY, MAURICE DUANE	
231.12	HANEY, MAURICE DUANE	
	MCBURNY, TED L	
	BROWN, DUANE	DICKERSON, ANDREW J
79.12	KING MOUNTAIN RANCH	Poulter, James, / Scoutan, William
0.00	KELLER, ROUDY	KELLER, STEVE F
270.64	SMITH, DALE	
70.69	KANGAS, JOHN	HUGGINS, CHARLES D, Garner Sunshine
584.27	FOLKMAN, LEON D; FOLKMAN, MARLENE	

## 2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
0.00	KING , STEPHEN K.	KING, ELVA S; KING, STEPHEN B
90.18	BIRD, KORI K; BIRD, STEPHEN C	
182.12	BIRD, STEVEN	
163.63	KING, ELVA S; KING, STEPHEN B	STEVEN BIRD
200.19	STEVENSON, DUANE, AND MOORE LAND AND CATTLE	
191.41	STEVENSON, DUANE, AND MOORE LAND & CATTLE	
133.55	STEVENSON, DUANE, AND MOORE LA	HARRY, RICHARD C not on this well
205.37	BUCKWALTER, TRAVIS	
27.05	RINDFLEISCH, JAMES	KEISTER, ARLIE; KEISTER, VICKI
953.62	Sorensen, Mitchell	
626.22	TELFORD LANDS LLC	
61.00	FELTON FARMS	BURNETT, BOYD B; BURNETT, SANDRA P
89.74	SORENSEN, MITCH	GAMETT, ALICE JUNE; GAMETT, FRANK L
	GAMETT, BRETT; GAMETT, MINDY	
242.67	JENSEN, DARLENE B; JENSEN, L VAUGHN	
180.68	BEVERLAND , CLYDE	KING , STEPHEN K.
116.02	MULLENIX, PAUL D	
34.18	HAWKINS, PENNY R 15% 5.13	JENSEN , LARRY 70 % 23.92
146.42	KING, STEPHEN K.	
	EHARDT, SHEILA	COBURN, HERMAN G
112.43	WHEELER, G ALVIN	
	KELLER, RICHARD G	HAWKER, KATHERINE
0.00	SORENSEN, ELAINE R; SORESEN, MITCHELL D	
881.22	JENSEN , JAY	
226.04	LOFTUS, SHANE	
	ESSER, GREGORY JOHN	
380.24	WADDOUPS, WADE	BALDWIN, KIM
0.00	GUTHRIE, FERN B	
106.83	CARPENTER, NATHAN	BURT, FRED N; BURT, MARY ANN
16.74	BABCOCK, MARJORIE J; BABCOCK, REUBEN H	
	TELFORD LANDS LLC	
	TELFORD LANDS LLC	
	ROGERS, W GARY	
	STEVENS, WILLARD, AND STEVENS TRUST WILLARD & ETHEL	
	ROGERS, W GARY	
	STANDLEE FAMILY LTD PARTNERSHIP	
84.19	SMITH, DALE	
59.06	FELTON FARMS	
553.29	BROWNE, JERRY L	SORENSEN, MITCh transfred WR to Wmis 40
81.07	VAN EPS, LENARD	BLEAK, BRUCE; BLEAK, CARMA
0.00	SOWARDS, N K	
1659.09	TELFORD LANDS LLC	
1077.99	PARKINSON FARMS	

2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
	MC DONALD, DARRELL E; STANDLEE LIVING TRUST	
	SOWARDS, NORMAN K	
	PEHRSON, PEGGY; PEHRSON, RANDY D	
	BABNEAU, RONALD E	
655.76	SMITH , JENNIE	
214.70	SEEFRIED, HOLLY C; SEEFRIED, WILLIAM A	
0.00	ROSENKRANCE, LANCE	ASHLEY, LOIS J / Eaton, Isabell
445.37	LEWIS, JUANNA BETH; LEWIS, KEITH D	
252.35	NUTTALL, GRIFF L	
284.65	PEHRSON, PEGGY; PEHRSON, RANDY D	
614.18	METCALF , LYNN	
97.69	PEHRSON, PEGGY; PEHRSON, RANDY D	
484.06	LEWIS, JUANNA BETH; LEWIS, KEITH D	
233.82	MC AFFEE, RYAN	
145.83	WIGHT PROPERTIES LLC	
87.86	KIMBALL , GARY	HIGBEE, BRIDGET L; HIGBEE, OTTO J
169.59	NELSON , G DAVID	
397.84	PEHRSON, BYRON & LOY	
131.10	GREGORY, JAMES	NIELSON, ROBERT / Pehrson Travis
31.95	COBURN, LAVRON	
174.76	PEHRSON, BYRON	
154.47	D & L PARTNERSHIP; WILLIAMS JR, LOGAN ; WILLIAMS, LINDA C; WILLIAMS, MARCIE L	
	KIMBALL, GARY	
136.80	PEHRSON, TRAVIS	GREGORY, JAMES / Nielson, Robert
	DAINS , CLAUDIA	
0.00	GREGORY, JIM	NIELSON, ROBERT
	COBURN, DEAN V	
106.88	DAINS , CLAUDIA	
78.58	KIMBALL , GARY	
307.38	NOTCH BUTTE FARMS	
258.35	BLUE SPRUCE RANCH LP	LANDON, JAMES, PINKY, THRESA , JOSEPH
0.00	HUGGINS, CHARLES D	ELLWEIN, MELVIN
488.78	KITSOS, CONSTANTINE	
	ALBERT, DUANE; THORSON, LAURIE M	
	FREEMAN, RICHARD	
87.15	METCALF , LYNN	
0.00	WILBURN, DARRELL	
	SILCOCK, ROBERT	CORP OF THE PRESIDING BISHOP
	GILBERT, GEORGE A	
134.46	MONSON, TERRY	
149.18	METCALF , LYNN	
145.85	HOLBROOK, DOUG	
238.74	HOLBROOK, DOUG	ROTHWELL, LYNN O
0.00	WILLIAMS, BRETT	FULLMER JR, ALBERT W; FULLMER, ELEANOR
		DID NOT SHOW UP ON NICKS LIST



2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
	MAGEE FAMILY TRUST	
132.52	LAST RANCH LLC	
214.84	LAST RANCH LLC	
0.00	KIVI LAND & LIVESTOCK LLC	JENSEN, CHRISTY; JENSEN, MARSHALL
234.67	METCALF, LYNN	
414.58	LAST RANCH LLC	
	PEHRSON, BYRON; PEHRSON, LOY G; WREDE, MALLNEE PEHRSON	
97.98	PEHRSON, BYRON; PEHRSON, LOY; WREDE, MALLNEE PEHRSON	
495.53	BELL SMITH LLC	
95.05	BELL SMITH LLC	
119.33	PEHRSON, BYRON	VALLEY VISTA CARE CENTER
287.37	ANDERSON, SHAWN	
286.57	BELL, PRESTON	
423.79	LEWIS, JUANNA BETH; LEWIS, KEITH D	
260.14	PEHRSON, JOSH	
215.63	WILLIAMS, LEON / MC INTOSH, DAN	
327.40	WILLIAMS, BRETT	FULLMER JR, ALBERT W; FULLMER, ELEANOR
169.25	RAMSHORN GRAZING ASSNINC	
0.00	ERDMAN, GENE	
21.48	WILLIAMS, LEON	
121.13	PEHRSON, BYRON; PEHRSON, LOY G	
	BINGHAM, MAX	
0.00	DUKE, LAREESE	MCFARLAND, BONNIE LEANN
49.91	CRAWFORD, HARRY 50% 24.96	SHELTON FAMILY TRUST 50% 24.95
253.48	BROADIE, DEBORAH D; BROADIE, MOJANET J	
163.85	DOTZENROD, MIKE	
	MOORE, CHRISTIE; MOORE, RONALD	
186.39	COLE, RICHARD	
116.45	MOSS, CAROL C; MOSS, ROBERT K	
4.08	HARP, JARED	
69.18	MC AFFEE, SCOTT	
	ALVAREZ, INGRID	
	MCCASLIN, NANCY	
86.32	MC AFFEE, SCOTT	
98.48	MCCASLIN, NANCY	
	NELSON, G DAVID; NELSON, HEATHER	STREETER
38.55	MC KELVEY, JAMES	
91.43	PEHRSON, PEGGY; PEHRSON, RANDY D	
	KIMBALL, FRANCES L	
17.49	BIG LOST RIVER CEMETERY DISTRICT	
	NELSON, G DAVID	
70.83	HINTZE, MELVIN MARX	
98.82	POWERS, JOHN; POWERS, PATRICK	
0.00	ELLWEIN, MELVIN	SCHLUTER, MARK / HINTZ FARMS

2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
	HIGBEE, BETTY R	
	MARZ, ARNOLD E	DID NOT SHOW UP ON NICKS LIST
0.00	FULLMER, BARBARA E; FULLMER, CURT D	
	LAMBSON , KATHLEEN	
170.96	NOLAN SAYER FARMING & RANCHING	
	LEMMON , MELVIN	
10.21	MACKAY SCHOOL DISTRICT NO 182	
	LAMBSON , KATHLEEN	
20.38	LAMBSON , KATHLEEN	
	COUNTY OF CUSTER FAIR BOARD	
22.38	MARINAC , STEVE	
	CITY OF MACKAY	
	HINTZE FARMS	
	HINTZE, LIN, AND HINTZE FARMS	
	ROSENKRANCE, HOWARD	
0.00	MARZ, ARNOLD E	
0.00	TAYLOR, VIVA	
8.25	TAYLOR, VIVA	
	BURTENSHAW, CRAIG	ALBER, BARBARA J; ALBER, ROBERT E
	BURTENSHAW, CRAIG	ALBER, BARBARA J; ALBER, ROBERT E
	FULLMER , LAMONA (RAYMOND)	
689.78	MAGEE FAMILY TRUST	
96.08	MAGEE FAMILY TRUST	
977.56	NO TELLUM CREEK RANCH LLC	
171.35	BLUE SPRUCE RANCH LP	
429.40	SPENGLER, DON	
485.10	NOTCH BUTTE FARMS LLC	JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
	ROSENKRANCE , SHANE / HIHN, AMBER	GUSTIN, CLAY T; KIENBAUM, PAULA JEAN
	EDWARDS, JOSHUA L	
	HUNT, DALE MARIE	LORD, DONALD R; LORD, JUDY
400.25	LORD, DONALD R; LORD, JUDY	
	COLSON, SCOTT	DID NOT SHOW UP ON NICKS LIST
		DID NOT SHOW UP ON NICKS LIST
311.77	JOHN LEZAMIZ FAMILY LTD PARTNERSHIP	ANDERSON, MAURICE
331.99	JOHN LEZAMIZ FAMILY LTD PARTNERSHIP	
	LAMBERT, HAROLD	
39.12	HATMAKER, DIANE K; JOHNSON, JOAN; JOHNSON, SALLY RAE; JOHNSON, WALTER H	
301.69	DONAHUE , CAROL	
201.18	ZOLLINGER , BRET	
163.65	SIMMONS, DWIGHT	
204.90	6 X RANCH LLC / BLAKE QUINN	
704.36	6 X RANCH LLC / BLAKE QUINN	
74.32	CHURNDASHER RANCH; JOHNSON, SCOTT; JOHNSON, VICTOR A	
221.49	WARM SPRINGS, MARK GATES 2/3	RENO,LYNN 1/3 73.88
0.00	BIG LOST RANCH LLC / Gates, Mark	

2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
443.46	MOUNTAIN SPRINGS RANCH	
241.24	MOUNTAIN SPRINGS RANCH	
0.00	FULTON, GORDON, AND DICKEY LIVESTOCK INC	
245.38	FULTON, GORDON, AND DICKEY LIVESTOCK INC	
	SMITH , RULLA	MITCHELL, GREG J / WATSON, WESLEY
303.91	STANDLEE FAMILY LTD PARTNERSHIP	
0.00	REVA W WALKER TRUST	
	BURWELL, KIM	
	ROSENKRANCE , LESTER	
	ROSENKRANCE , LESTER	
	SNYDER, CHERYL; SNYDER, DALE	
164.10	SMITH, TERRY	SCOTT, PHILLIP D; SCOTT, SANDRA K
	LAMBSON , KATHLEEN	
	TELFORD, MICHAEL	
0.00	COBURN, MARTY	
125.28	MOSS FARMS INC	
0.00	TELFORD, MARK	
170.41	TELFORD, MARK	
0.00	TEA, RAYMOND	
	PU RANCH TUTHILL, RICHARD	
	RICHARDSON, JANET E	
136.29	PEHRSON, BYRON; PEHRSON, LOY G	
	SORENSEN, MITCHELL D	
177.90	SOWARDS, NORMAN K	
144.43	KIMBALL , GARY	
98.41	COLSON, F SCOTT	
106.59	METCALF , LYNN	
72.71	SAYER , EVAN	
39.34	HARDIN, SIMONE	
208.10	KING MOUNTAIN RANCH	Poulter, James, / Scoutan, William
67.70	SMITH, MICHAEL S; SMITH, SANDIE L	
212.38	STOECKLEIN , DAVID	
	KING MOUNTAIN RANCH	DAMIANA, RANDAL/Scoutan, William
	KING MOUNTAIN RANCH	DAMIANA, RANDAL/Scoutan, William
	KING MOUNTAIN RANCH	DAMIANA, RANDAL/Scoutan, William
	SAYER, ROGER	
498.85	PEHRSON, BYRON; PEHRSON, LOY G	
199.75	BLACKMER, BRUCE E	
	SORENSEN, MITCHELL D	
22.18	COBURN, MARTY	
16.64	CITY OF MACKAY	
	CITY OF MACKAY	DID NOT SHOW UP ON NICKS LIST
0.00	DAVIS, JAMES	
0.00	RODGERS, GARY	
0.00	ROGERS, W GARY	

2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
0.00	RODGERS, GARY	
	ROGERS, W GARY	
0.00	BROADIE, DEBORAH D; BROADIE, MOJANET J	
0.00	HOLBROOK, DOUG	ROTHWELL, LYNN O
	WILLIAMS, BRETT; WILLIAMS, TRUDY	
4.73	PRITCHETT, STEVE	
	STAV, ANDREW G; STAV, E ELAINE	
48.40	HENDERSON, STEVE F	
	LAMBERT, HAROLD C	
0.00	READING, JASON	BLACKWELL, BRENDA L
34.26	WANSTROM, DAVID E	
	BUTTE CITY	
0.00	DUKE, MARION; LARTER, GARY	FORBUSH, KIMBERLY; FORBUSH, WILLIAM
0.00	HOWALD, CHRIS	
0.00	LORD, GRANT & JULIE	
	MOORE WATER & SEWER ASSN	
	CHERIAN, ALEXANDER	
	SIDDOWAY, DEAN	
0.00	MOZES, BOB	
	NEIGHBOR, DOUG	
2.02	TEW, WENDELL HURST	
	JOHNSON, ANNA	
	WOODBURY, L RANDY	
	PARKE, WILLIAM E	
	HUFFAKER, DALE	
0.00	JOHN L POWERS TRUST	
0.00	JOHN L POWERS TRUST	
50.21	TELFORD LANDS LLC	
28.54	CITY OF MACKAY	
151.25	WOODBURY, L VERNON; WOODBURY, VERNETTA	
29.29	FELTON FARMS LLC	
80.22	L & S PARTNERS	
50.42	NO TELLUM CREEK RANCH LLC	
	PEHRSON, BYRON; PEHRSON, LANA; PEHRSON, LOY; PEHRSON, TERRI	
40.84	BELL SMITH LLC	
0.00	DAVIS, JAMES	
	TELFORD LANDS LLC	
0.00	CITY OF ARCO	
0.00	CITY OF ARCO	
0.00	CITY OF ARCO	
	MOORE WATER & SEWER ASSN	
11.85	CITY OF MACKAY	
	BJORNARD, RENEE; BJORNARD, TROND A	
	BOHNE, BLAINE L	
	FOWERS, ALVIN	

## 2013 Well Data EOY LRE

24-hr CFS	WATER USER	WATER USER
	PLATT, AUSTIN; PLATT, MARIE	
	PEHRSON, BYRON; PEHRSON, LOY; WREDE, MALLNEE PEHRSON	
	PLACE BROUSSARD, KAREN	
	WEAVER, DIANE	
	BROWN, DAWN; BROWN, RON	
0.00	KUBIAK, VERNON ROBERT	
0.00	TRACY, LUCAS L	
	6 X RANCH LLC	
0.00	DAVIES, PHILLIP JAMES	
	ANDERSON, KIM V; ANDERSON, TRACY L	
	ROGERS, PAMELA ANN; ROGERS, W GARY	
	MITCHELL, GREG J	
	SORENSEN, MITCHELL D	
	SAYER, DOROTHY; SAYER, LOREN	
	PETERSON, CHRISTOPHER; PETERSON, MICHELLE	
	ROTHWELL, ARVELLA I; ROTHWELL, LYNN O	
	CORP OF THE PRESIDING BISHOP	
	PARSONS, EARL L; PARSONS, SHARON	
	HINTZE, DARLA ANN; HINTZE, MELVIN MARX	
	DAMIANA, RANDAL G; DAMIANA, SANDRA L	
	ADEMA, HENRY	
	ADEMA, HENRY; IPPOLITO, EVELYN; IPPOLITO, JAMES	
0.00	LENROOT, JEANIE; LENROOT, ROSS W	
	LANDON, JOE	
	METCALF, LYNN J; METCALF, VELMA L	
	JORGENSEN, LAURA B	
	GILBERT, JUANITA F; GILBERT, ROBERT E	
	ROGERS, W GARY	

47786.70

Attachment II  
(Jensen)

10,577 minor inches  
211.54 cfs  
419.58 AF

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BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 3793 inches for your Account #1192 in the Munsey canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Jay V. Jensen  
3320 W 2800 N  
Moore, ID 83255

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BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 6784 inches for your Account #171 in the Eastside canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Jay Jensen  
3320 W 2800 N  
Morre, ID 83255

BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

Attachment II  
(Pehrson)

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 3240 inches for your Account #333/2007 in the Pehrson Ditch canal. If the reservoir should refill in the future, you will be notified of a new allocation.

14,126 min inches

282.52 cft

560.37 AF

Byron & Loy 2007 Pehrson  
3624 W 3700 N

Moore, ID 83255

BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 2469 inches for your Account #333/3in1 in the 3 & 1 canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Byron & Loy 2007 Pehrson  
3624 W 3700 N

Darlington, ID 83255

BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 491 inches for your Account #333 pass in the L Pass Creek canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Byron & Loy Pehrson  
3624 W 3700 N

Moore, ID 83255

BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 7323 inches for your Account #333 Beck in the Burnett canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Byron & Loy (2007) Beck  
Pehrson  
3624 W 3700 N

Moore, ID 83255

BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 603 inches for your Account #333/2007BJ in the B & J canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Byron & Loy (2007)  
Pehrson  
3624 W 3700 N

Moore, ID 83255



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## Water Decrees

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Perkes, M. Todd

Account: 91A

1869.7 mixer inches

Canal: Westside

District: 2

37.39 cfs

Decree Date	Inches	Total Inches	Storage
6/1/1886	34	34	1,147
6/1/1899	0	34	48
6/1/1902	33	67	1,476

74.17 AF

Total Storage: 2,671  $\times 70\%$  1869.7

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Perkes, Todd

Account: 1204OD1

Canal: Moore

District: 2

Decree Date	Inches	Total Inches	Storage
5/20/1884	306	306	0

Total Storage: 0

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Attachment II  
(Sorensen)

BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

7,005 miner inches

140.1 cfs

277.88 AF

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 1526 inches for your Account #199C in the Moore canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Mitch Sorensen  
3871 W 2500 N

Moore, ID 83255

BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 3289 inches for your Account #63 in the Moore canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Mitch Sorensen  
3871 W 2500 N

Moore, ID 83255

BIG LOST RIVER IRRIGATION DISTRICT  
P.O. Box 205, Mackay ID 83251

As of: 5/1/2014

The Board of Directors has determined that at the current level of the reservoir, your Storage Allocation will be 2190 inches for your Account #66/71 in the Moore canal. If the reservoir should refill in the future, you will be notified of a new allocation.

Mitchell Sorensen  
3871 W 2500 N

Moore, ID 83255

Attachment III  
(Cole/Monson)

Close

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

5/23/2014

WATER RIGHT NO. 34-228B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	A YVONNE MOORE
Current Owner	ROBERT J MOORE 4026 N 3500 W MOORE, ID 83255 (208)588-3721
Original Owner	URBAN EVANS DARLINGTON, ID 83231
Original Owner	RAY P CORGATELLI RT 1 DARLINGTON, ID 83231 (208)588-2502

Priority Date: 06/01/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	10/15	0.8 CFS	
Total Diversion			0.8 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER|SENNWNW|Sec. 34|Township 07N|Range 24E|CUSTER County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	26E	7		NESE	38									

Total Acres: 38

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. WATER IS DELIVERED THROUGH BURNETT DITCH.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 12/14/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 34

Generic Max Rate per Acre:

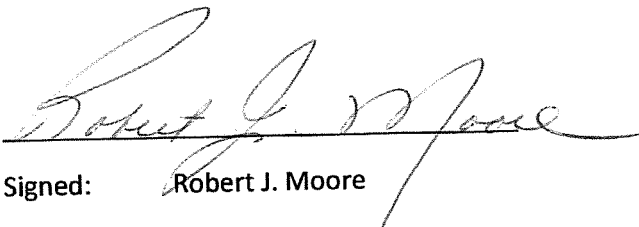
Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

To whom it may concern, I hereby lease the agricultural property at 4026 N. 3500 W. consisting of approximately 40 acres of ground to Richard Cole and Terry Monson for the irrigation season of 2014. This contract also includes the lease of 1884 June 1 water rights associated with this property for the sum of \$1200.00.

A handwritten signature in cursive script, reading "Robert J. Moore", is written over a horizontal line.

Signed: Robert J. Moore

Date: May 1, 21, 2014

## WATER DISTRICT No. 34 Rule 40 WATER DELIVERY CALL

Rule 040.05 Notice to Initiate Delivery. Water users must initiate delivery of their water rights(s) by notifying the watermaster that they are ready to put water to beneficial use

Notice given by: Hand delivered ☒ Mail ☐ E-mail ☐ Phone ☐ Verbal ☐

### Required Information:

Water User Robert Moore

Heading Burnett

Deputy \_\_\_\_\_

Account No. 41

Turn On Amount \_\_\_\_\_  
Date \_\_\_\_\_

Change Amount to \_\_\_\_\_  
Date \_\_\_\_\_

Total Turn Off \_\_\_\_\_  
Date \_\_\_\_\_

Optional Information: (Check all appropriate boxes and fill in pertinent blanks if needed)

☒ Call for all Natural Flow Rights whenever available (Rule 040.01).

☐ Call for only those Natural Flow Rights listed below (Rule 040.01).

☒ Call for Rotation Credit (Rule 040.02) Impoundment \_\_\_\_\_ Release Rate \_\_\_\_\_

☐ Call for Additional Flows (Rule 040.06)

☐ Call for Mitigation Supplies (Rule 050.04)

Right No.	Priority	Div. Rate	Canal Heading
34-228B	6-1-1884	.8	

☐ Calls for Storage Allocations (Big Lost River Irrigation District patrons only). Turn On Amounts in excess of available Natural Flows will be satisfied by using Storage Allocations.

Every Delivery Call must be forwarded to and recorded by the watermaster the same day of receipt  
Water deliveries and cessations must be called for forty-eight hours in advance.  
Water delivered prior to the forty eight hours may be used by the water user.  
Please use a separate card for each turnout.

May 30, 2014

Harvey Walker  
2338 N 2930 W  
Arco, Idaho 83213

RE: OFFER TO LEASE/RENT GROUNDWATER RIGHT 34-02440

Dear Mr. Walker,

As one of the surface water users calling for mitigation pursuant to Rule 50, you are aware IDWR has provided notice to ground water users within Basin 34 of your call in a May 16, 2014 letter. IDWR administrators have also provided with that notice a brief analysis of your water rights as they relate to Rule 50. That analysis also included some comments, observations, and mitigation options. The purpose of this letter is to pursue one of those options in some detail.

Group of Individual Water Users (GIWU) is in the process of submitting a mitigation plan to remedy their proportionate share of the mitigation burden pursuant to Rule 50. We have observed that you are the current holder of groundwater right No. 34-02440 which appears to have not been used last year and perhaps for several years. We wonder if it is your intention to not use this water right again this year.

We are in a position to offer to rent or lease this ground water right from you on a temporary basis this year. Our use(s) would include:


- a.) Sub-let portions of this right to "[s]everal of the petitioners [who] are interested in supplementing their surface water supplies with ground water on their own if they could obtain supplemental ground water rights."
- b.) Divert groundwater from wells owned by individuals of the group using your right to provide water supplies to augment the natural river supplies for which you have called.

We concur with IDWR's analysis and position regarding the "lease and rental of ground water rights through the water supply bank may provide a source of water to those that have an immediate need for supplemental water while protecting ground water rights against forfeiture. Similarly, inclusion of ground water in an acceptable mitigation plan provides a defense against forfeiture."

We sincerely hope you seriously consider our offer to lease/rent your ground water right to us this year. It would provide you with a bonafide use of your water right that otherwise may not be used and consequently may be subject to forfeiture issues. We could provide a supplemental groundwater right to some of your co-petitioners. And we could provide augmented river supplies to those of you who are calling for mitigation pursuant to Rule 50.

Please respond to this offer ASAP.

Sincerely,

  
\_\_\_\_\_  
For GIWU

May 30, 2014

Reva W. Walker  
P.O. Box 32  
Arco, Idaho 83213

RE: OFFER TO LEASE/RENT GROUNDWATER RIGHT 34-02389

Dear Ms. Walker,

As one of the surface water users referenced in the call for mitigation pursuant to Rule 50, you are aware IDWR has provided notice to ground water users within Basin 34 of your call in a May 16, 2014 letter. IDWR administrators have also provided with that notice a brief analysis of your water rights as they relate to Rule 50. That analysis also included some comments, observations, and mitigation options. The purpose of this letter is to pursue one of those options in some detail.

Group of Individual Water Users (GIWU) is in the process of submitting a mitigation plan to remedy their proportionate share of the mitigation burden pursuant to Rule 50. We have observed that you are the current holder of groundwater right No. 34-02389 which appears to have not been used last year and perhaps for several years. We wonder if it is your intention to not use this water right again this year.

We are in a position to offer to rent or lease this ground water right from you on a temporary basis this year. Our use(s) would include:


- a.) Sub-let portions of this right to "[s]everal of the petitioners [who] are interested in supplementing their surface water supplies with ground water on their own if they could obtain supplemental ground water rights."
- b.) Divert groundwater from wells owned by individuals of the group using your right to provide water supplies to augment the natural river supplies for which you have called.

We concur with IDWR's analysis and position regarding the "lease and rental of ground water rights through the water supply bank may provide a source of water to those that have an immediate need for supplemental water while protecting ground water rights against forfeiture. Similarly, inclusion of ground water in an acceptable mitigation plan provides a defense against forfeiture."

We sincerely hope you seriously consider our offer to lease/rent your ground water right to us this year. It would provide you with a bonafide use of your water right that otherwise may not be used and consequently may be subject to forfeiture issues. We could provide a supplemental groundwater right to some of your co-petitioners. And we could provide augmented river supplies to those of you who are calling for mitigation pursuant to Rule 50.

Please respond to this offer ASAP.

Sincerely,

  
\_\_\_\_\_  
For GIWU